

Stark, David

From: Stark, David
Sent: Thursday, February 20, 2020 5:42 PM
To: Debra Hair; Nelson, Jeff; Grube-Lybarker, Carri; Dover, Becky; Kenneth.burgess@dominionenergy.com; matthew.gissendanner@dominionenergy.com; Jamey Goldin; richard@rlwhitt.law; Edwards, Nanette; Pittman, Jenny; Belton T. Zeigler; Mitch Willoughby; J. Blanding Holman; ahand@willoughbyhoefer.com; seaton@spilmanlaw.com; dwilliamson@spilmanlaw.com; cgrundmann@spilmanlaw.com; Jeremy Hodges; Scott Elliott; bsnowden@kilpatricktownsend.com; lbowen@selcnc.org; mhutt@selcnc.org; Knowles, Alex; Bateman, Andrew; bbreitschwerdt@mcguirewoods.com; fellerbe@robinsongray.com; Trey Gowdy; Heather Smith; len.anthony1@gmail.com; Rebecca J. Dulin; robsmith@mvalaw.com; Samuel Wellborn; Weston Adams
Subject: Re: [External] RE: SCPSC Docket Nos. 2019-184-E; 2019-185-E and 2019-186-E

Parties:

Thank you all for your communications and for the discussions and work that must have occurred between you.

While I believe all parties have been copied on these emails, I will also commit to having them posted in the relevant documents for easy access and convenient review.

I will confer with the appropriate people and follow-up with you all soon.

Thanks and Regards,

-David Stark

From: Weston Adams <weston.adams@nelsonmullins.com>
Sent: Thursday, February 20, 2020 5:31:33 PM
To: Debra Hair <debra.hair@nelsonmullins.com>; Nelson, Jeff <jnelson@ors.sc.gov>; Grube-Lybarker, Carri <clybarker@scconsumer.gov>; Dover, Becky <BDover@scconsumer.gov>; Kenneth.burgess@dominionenergy.com <Kenneth.burgess@dominionenergy.com>; matthew.gissendanner@dominionenergy.com <matthew.gissendanner@dominionenergy.com>; Jamey Goldin <Jamey.Goldin@nelsonmullins.com>; richard@rlwhitt.law <richard@rlwhitt.law>; Edwards, Nanette <nedwards@ors.sc.gov>; Pittman, Jenny <jpittman@ors.sc.gov>; Belton T. Zeigler <belton.zeigler@wbd-us.com>; Mitch Willoughby <mwilloughby@willoughbyhoefer.com>; J. Blanding Holman <bholman@selcsc.org>; ahand@willoughbyhoefer.com <ahand@willoughbyhoefer.com>; seaton@spilmanlaw.com <seaton@spilmanlaw.com>; dwilliamson@spilmanlaw.com <dwilliamson@spilmanlaw.com>; cgrundmann@spilmanlaw.com <cgrundmann@spilmanlaw.com>; Jeremy Hodges <jeremy.hodges@nelsonmullins.com>; Jeremy Hodges <jeremy.hodges@nelsonmullins.com>; Scott Elliott <sellott@elliottlaw.us>; richard@rlwhitt.law <richard@rlwhitt.law>; bsnowden@kilpatricktownsend.com <bsnowden@kilpatricktownsend.com>; lbowen@selcnc.org <lbowen@selcnc.org>; mhutt@selcnc.org <mhutt@selcnc.org>; Knowles, Alex <aknowles@ors.sc.gov>; Bateman, Andrew <abateman@ors.sc.gov>; bbreitschwerdt@mcguirewoods.com <bbreitschwerdt@mcguirewoods.com>; fellerbe@robinsongray.com <fellerbe@robinsongray.com>; Trey Gowdy <trey.gowdy@nelsonmullins.com>; Heather Smith <heather.smith@duke-energy.com>; len.anthony1@gmail.com <len.anthony1@gmail.com>; Rebecca J. Dulin <Rebecca.Dulin@duke-energy.com>; robsmith@mvalaw.com <robsmith@mvalaw.com>; Samuel Wellborn <swellborn@robinsongray.com>
Cc: Stark, David <david.stark@psc.sc.gov>
Subject: [External] RE: SCPSC Docket Nos. 2019-184-E; 2019-185-E and 2019-186-E

David:

This email is a follow up to my below email of yesterday on the scheduling issues in 184, 185, and 186:

1. As to scheduling the Duke matters (185 and 186), Duke, SCSBA, and JDA hereby renew their request to hold the hearing in July or August. Duke, SCSBA, and JDA are working on a scheduling proposal that would include a July or August hearing, and will be back to you soon on that proposal. Please note that no parties to the 185 and 186 Dockets other than Duke, SCSBA, and JDA have been part of the discussions on this Duke schedule, and we welcome the comments of other parties here.
2. As to the Dominion (184) schedule, Dominion, SCSBA, and JDA hereby revise our below proposal to you of yesterday in which we suggested that the Commission should consider pushing the Dominion hearing over to July/August. Instead, Dominion, SCSBA, and JDA hereby request that the hearing be held on the originally proposed dates of May 27/28, and that the following originally proposed schedule be adopted:

March 17 – Direct Testimony of Intervenor / Petitioners

April 20 – Company Direct

May 4 – Rebuttal

May 18 – Surrebuttal

May 27-28 – Hearing Date.

At Dominion's request, I also add the following request that is solely from Dominion and not from SCSBA or JDA: any party that intends to recommend to the Commission a contract term for PPAs longer than 10 years must also file its direct and rebuttal testimony on the same dates as the Intervenor/Petitioners.

Further, please note that no parties to the 184 Docket other than Dominion, SCSBA, and JDA have been part of the discussions on this Dominion schedule, and we welcome the comments of other parties here.

Finally, we welcome a call or calls on the above issues if that would be helpful.

All the best,

Weston



WESTON ADAMS, III **PARTNER**

Co-Chair, Energy Industry Group

weston.adams@nelsonmullins.com

MERIDIAN | 17TH FLOOR

1320 MAIN STREET | COLUMBIA, SC 29201

T 803.255.9708 F 803.256.7500

ONE WELLS FARGO CENTER | 23RD FLOOR

301 SOUTH COLLEGE STREET | CHARLOTTE, NC 28202

T 704.417.3000 F 704.377.4814

NELSONMULLINS.COM **VCARD** **VIEW BIO**

From: Weston Adams

Sent: Wednesday, February 19, 2020 8:57 AM

To: Debra Hair <debra.hair@nelsonmullins.com>; jnelson@ors.sc.gov; clybarker@scconsumer.gov; bdoover@scconsumer.gov; Kenneth.burgess@dominionenergy.com; matthew.gissendanner@dominionenergy.com; Jamey Goldin <jamey.goldin@nelsonmullins.com>; richard@rlwhitt.law; nedwards@ors.sc.gov; jpittman@ors.sc.gov; belton.zeigler@wbd-us.com; mwilloughby@willoughbyhoefer.com; Bholman@selcsc.org;

ahand@willoughbyhoefer.com; seaton@spilmanlaw.com; dwilliamson@spilmanlaw.com;
 cgrundmann@spilmanlaw.com; Jeremy Hodges <jeremy.hodges@nelsonmullins.com>; Jeremy Hodges
 <jeremy.hodges@nelsonmullins.com>; selliot@elliottlaw.us; richard@rlwhitt.law; bsnowden@kilpatricktownsend.com;
 lbowen@selcnc.org; mhutt@selcnc.org; aknowles@ors.sc.gov; abatement@ors.sc.gov;
 bbreitschwerdt@mcguirewoods.com; fellerbe@robinsongray.com; Trey Gowdy <trey.gowdy@nelsonmullins.com>;
 heather.smith@duke-energy.com; len.anthony1@gmail.com; Rebecca.Dulin@duke-energy.com;
 robsmith@mvalaw.com; swellborn@robinsongray.com

Cc: Stark, David <david.stark@psc.sc.gov>

Subject: RE: SCPSC Docket Nos. 2019-184-E; 2019-185-E and 2019-186-E

David:

SCSBA and JDA have conferred with both Duke and Dominion in the 184, 185, and 186 Dockets as to a schedule for rehearings in those cases. SCSBA and JDA have suggested to Duke and Dominion that the rehearings be heard in the same week, which would allow SCSBA and JDA witnesses to economize and travel only once for both hearings, and Duke and Dominion counsel have agreed with that proposal.

As to the actual hearing date, if we are to hold the hearings in the same week, that week cannot be the week currently contemplated for the Dominion hearing (May 27/28) due to the schedule of one of Duke's necessary counsel, who has another hearing at the NCUC that same week. Therefore, that week of May 25 would not work if we are to hear both matters in the same week.

Further, counsel for Duke and Dominion have wisely suggested, and JDA and SCSBA agree, that if, as appears to be the case, a number of new Commissioners will be seated around July 1, it would be advisable to push these rehearings out beyond July 1. That way we avoid the scenario of having one set of Commissioners hearing these matters, and another set of Commissioners voting on these matters.

Duke and Dominion counsel also suggest, and SCSBA and JDA agree, that we should aim to hear these matters in July or August when the new Commissioners are seated.

Finally, and importantly, please note that all of the above discussion has involved only Duke, Dominion, SCSBA and JDA. The other parties to these Dockets have not yet been part of this discussion, and I herein am looping all parties into this discussion. It probably makes sense to convene an all hands call to discuss the above issues, but we will defer to you and the Commission as to how we proceed here.

Thanks very much for your assistance on this matter.

Weston



WESTON ADAMS, III **PARTNER**

Co-Chair, Energy Industry Group

weston.adams@nelsonmullins.com

MERIDIAN | 17TH FLOOR

1320 MAIN STREET | COLUMBIA, SC 29201

T 803.255.9708 F 803.256.7500

ONE WELLS FARGO CENTER | 23RD FLOOR

301 SOUTH COLLEGE STREET | CHARLOTTE, NC 28202

T 704.417.3000 F 704.377.4814

NELSONMULLINS.COM **VCARD** **VIEW BIO**

Confidentiality Notice

This message is intended exclusively for the individual or entity to which it is addressed. This communication may contain information that is proprietary, privileged, confidential

or otherwise legally exempt from disclosure. If you are not the named addressee, you are not authorized to read, print, retain, copy or disseminate this message or any part of it. If you have received this message in error, please notify the sender immediately either by phone (800-237-2000) or reply to this e-mail and delete all copies of this message.